



Attorney Docket No.: 081356-0156
Application Serial No.: 09/720,970

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re patent application of

APR 01 2002

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TECH CENTER 1600/2900

Serial No.: 09/720,970

Group Art Unit: 1616

Filed: January 3, 2001

Examiner: Sharmila S. Gollamudi

For: POWDERY PREPARATION FOR MUCOSAL ADMINISTRATION CONTAINING
POLYMERIC MEDICINE

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a response to the Official Action mailed February 27, 2002, in connection with the captioned application. The response is due on March 27 and is, therefore, timely filed. However, should this response be lacking in any fees or the fee is absent, please consider this paragraph such a request and an authorization to charge any deficiency or credit any excess to Deposit Account No. 19-0741.

The examiner requires that applicant elect one of the following species: bioactive peptides, proteins, antibodies, vaccines and antigens. In response, Applicants hereby elect "proteins." Claims readable thereon are claims 1-7 and 9-12.

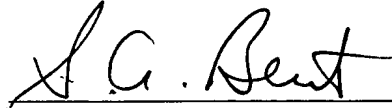
Following the procedure of MPEP § 803.02, after an elected species is found allowable, the Examiner proceeds to examine the next species of the generic claim. If all the species of the claim are ultimately found allowable, then the entire generic claim is allowed.

In regard to requiring the numerous election of species, the Examiner is respectfully reminded that upon the allowance of a generic claim, Applicants are entitled to consideration of claims to additional species which are written in dependent form or contain all of the limitations of an allowed generic claim as provided by 37 C.F.R. §1.141.

If the Examiner has any questions or comments he is invited to contact the undersigned at the telephone number below.

Respectfully submitted,

Date: March 27, 2002


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